

Daily Digest

Senate

Chamber Action

The Senate stands adjourned until 10:30 a.m. on Friday, June 3, 2011.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 19 public bills, H.R. 2065–2083; and 4 resolutions, H. Con. Res. 57; and H. Res. 289–291, were introduced. **Pages H3868–69, H3909–11**

Additional Cosponsors: **Pages H3870–71, H3911–12**

Reports Filed: Reports were filed today as follows:

Report on the Suballocation of the Budget Allocations for Fiscal Year 2012 (H. Rept. 112–96);

H. Res. 288, providing for consideration of the bill (H.R. 2055) making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2012, and for other purposes (H. Rept. 112–97); and

H.R. 1249, to amend title 35, United States Code, to provide for patent reform, with an amendment (H. Rept. 112–98 Pt. 1). **Pages H3868, H3909**

Speaker: Read a letter from the Speaker wherein he appointed Representative Westmoreland to act as Speaker pro tempore for today. **Page H3809**

Recess: The House recessed at 10:35 a.m. and reconvened at 12 noon. **Page H3813**

Law Revision Counsel for the House of Representatives — Appointment: The Chair announced the Speaker's appointment of Mr. Ralph V. Seep as Law Revision Counsel for the House of Representatives, effective June 1, 2011. Earlier, read a letter from Mr. Peter G. LeFevre wherein he retired as Law Revision Counsel effective June 1, 2011. **Page H3828**

Oath of Office—Twenty-Sixth Congressional District of New York: Representative-elect Kathleen Hochul presented herself in the well of the House and was administered the Oath of Office by the Speaker. Earlier, the Clerk of the House transmitted a facsimile copy of a letter from Mr. Robert Brehm and Ms. Kimberly Galvin on behalf of Mr. Todd Valentine, Co-Executive Directors of the Board of Elections, State of New York, indicating that, according to the unofficial returns of the Special Election held May 24, 2011, the Honorable Kathleen Hochul was elected Representative to Congress for the Twenty-Sixth Congressional District, State of New York. **Pages H3829–30, H3908**

Whole Number of the House: The Speaker announced to the House that, in light of the administration of the oath to the gentlewoman from New York, Ms. Hochul, the whole number of the House is adjusted to 433. **Page H3831**

Suspension—Proceedings Resumed: The House agreed to suspend the rules and pass the following measure which was debated on May 31st:

Directing the Secretary of Veterans Affairs to establish a VetStar Award Program: H.R. 802, amended, to direct the Secretary of Veterans Affairs to establish a VetStar Award Program, by a 2/3 yeas-and-nays vote of 408 yeas to 11 nays, Roll No. 383. **Pages H3831–32**

Agreed to amend the title so as to read: "To amend title 38, United States Code, to direct the Secretary of Veterans Affairs to establish a VetStar Award Program." **Page H3832**

Department of Homeland Security Appropriations Act, 2012: The House began consideration of

H.R. 2017, making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2012. Consideration is expected to resume tomorrow, June 2nd. **Pages H3832, H3875–H3907**

Agreed to:

Broun (GA) amendment that reduces the funding for the Office of the Under Secretary for Management by \$600,000 and increases the Spending Reduction Account by the same amount; **Page H3846**

LaTourette amendment that reduces funding for the Office of the Secretary and Executive Management by \$459,180,000 and increases funding for Firefighter Assistance Grants by \$640,000,000 (by a recorded vote of 333 ayes to 87 noes, Roll No. 384); **Pages H3837–41, H3852**

Royce amendment (No. 2 printed in the Congressional Record of May 31, 2011) that increases, by offset, U.S. Immigration and Customs Enforcement, to facilitate agreements consistent with section 287(g) of the Immigration and Nationality Act, by \$1 million (by a recorded vote of 268 ayes to 151 noes, Roll No. 386); **Pages H3843–44, H3853–54**

Poe amendment (No. 8 printed in the Congressional Record of May 31, 2011) that increases, by offset, Border Security Fencing, Infrastructure, and Technology, by \$10 million (by a recorded vote of 327 ayes to 93 noes, Roll No. 387); **Pages H3846–47, H3854**

King (IA) amendment that redirects \$1 million with respect to U.S. Customs and Border Protection, for necessary expenses for enforcement of laws relating to border security, immigration, customs, agricultural inspections and regulatory activities; **Pages H3856–58**

King (IA) amendment that redirects \$1 million with respect to U.S. Customs and Border Protection, for necessary expenses for enforcement of immigration and customs laws; **Page H3858**

Barrow amendment that redirects \$5 million with respect to U.S. Customs and Border Protection, for necessary expenses for enforcement of immigration and customs laws; **Page H3858**

Richardson amendment that redirects \$100 million with respect to Disaster Relief; **Pages H3881–82**

Honda amendment that strikes language prohibiting funds from being used for grants for immigrant integration; **Pages H3882–85**

Poe amendment (No. 10 printed in the Congressional Record of May 31, 2011) that prohibits funds from being used in contravention of section 642(a) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996; **Pages H3892–93**

Poe amendment that prohibits funds from being used to parole an alien into the United States, or grant deferred action of a final order of removal, for any reason other than on a case-by-case basis for ur-

gent humanitarian reasons or significant public benefit; **Page H3892**

Scalise amendment that prohibits funds from being used to require an approved Transportation Worker Identification Credential (TWIC) applicant to personally appear at a designated enrollment center for the purpose of TWIC issuance, renewal, or activation; and **Page H3895**

Engel amendment that prohibits funds from being used by the Department of Homeland Security to lease or purchase new light duty vehicles, for any executive fleet, or for any agency's fleet inventory, except in accordance with Presidential Memorandum — Federal Fleet Performance, dated May 24, 2011. **Pages H3899–H3900**

Rejected:

Jackson Lee (TX) amendment (No. 12 printed in the Congressional Record of May 31, 2011) that sought to increase, by offset, Surface Transportation Security by \$5 million; **Pages H3844–46**

McCaul amendment that sought to increase, by offset, for Border Security Fencing, Infrastructure, and Technology, by \$10 million; **Page H3850**

Cicilline amendment that sought to increase funding, by offset, for state and local programs by \$337,000,000 (by a recorded vote of 154 ayes to 266 noes, Roll No. 385); **Pages H3841–43**

Cuellar amendment that sought to increase funding, by offset, for Air and Marine Interdiction, Operations, Maintenance, and Procurement, by \$32 million and for the Office of the Under Secretary for Science and Technology by \$16 million (by a recorded vote of 162 ayes to 256 noes, Roll No. 388); and **Pages H3951, H3853–55**

Heck amendment that sought to amend language relating to the top 10 highest risk urban areas. **Pages H3877–78**

Withdrawn:

Norton amendment that was offered and subsequently withdrawn that would have increased funding for the Office of the Under Secretary for Management by \$500,673,000 to plan, acquire, construct, renovate, remediate, equip, furnish, and occupy buildings and facilities for the consolidation of the Department of Homeland Security headquarters and **Pages H3847–48**

Clarke (MI) amendment that sought to increase, by offset, State and Local Programs by \$2 billion. **Page H3864**

Point of Order sustained against:

Poe amendment (No. 7 printed in the Congressional Record of May 31, 2011) that sought to increase, by offset, U.S. Immigration and Customs Enforcement, detention and removal operations, by \$100 million; **Pages H3848–49**

McCaul amendment that sought to increase, by offset, U.S. Customs and Border Protection, Air and Marine Operations, by \$50 million; **Page H3849**

McCaul amendment that sought to increase, by offset, State and Local Programs, Operation Stonegarden, by \$10 million; **Pages H3849–50**

McCaul amendment that sought to increase, by offset, U.S. Immigration and Customs Enforcement, for necessary expenses for enforcement of immigration and customs laws, by \$10 million; **Page H3850**

McCaul amendment that sought to increase, by offset, U.S. Immigration and Customs Enforcement, detention and removal operations, by \$10 million; **Page H3850**

McCaul amendment that sought to increase, by offset, U.S. Immigration and Customs Enforcement, to facilitate agreements consistent with section 287(g) of the Immigration and Nationality Act, by \$10 million; **Pages H3850–51**

Richardson amendment that sought to allocate funds under State and Local Programs as follows: at least \$10 million for Buffer Zone Protection Plan Grants, \$50 million for Port Security Grants, \$100 million for public Transportation Security Assistance and Railroad Security Assistance, \$50 million for interoperable emergency communications, and \$42,337,000 for the Metropolitan Medical Response System; **Pages H3862–63**

Richardson amendment that sought to allocate \$50 million under State and Local Programs for Interoperable Emergency Operations Grants; **Page H3863**

Lowey amendment that sought to provide for designated emergency funds for State and Local Programs in the amount of \$1,229,500,000 and for Firefighter Assistance Grants in the amount of \$460,000,000; **Pages H3879–81**

Richmond amendment that sought to insert a new section relating to “covered assistance”; **Page H3890**

Poe amendment (No. 9 printed in the Congressional Record of May 31, 2011) that sought to prohibit funds from being used to provide assistance to a State or local government entity or official that is in violation of section 642(a) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996; **Page H3892**

Richmond amendment that sought to state that any appropriation for fiscal year 2011 for disaster assistance that includes an emergency designation shall not be required by any rule or policy to be accompanied by a budgetary offset; **Pages H3893–94**

Altmire amendment that sought to prohibit funds from being used for the construction, modification, maintenance, or repair of vehicle or pedestrian fencing along the southern border unless all of the iron,

steel, and manufactured goods used are produced in the United States; **Pages H3897–98**

King (IA) amendment that sought to allocate \$50 million under the heading “Border Security Fencing, Infrastructure, and Technology” for carrying out section 102 of the Illegal Immigration and Immigrant Responsibility Act of 1996; and **Pages H3900–01**

King (IA) amendment that sought to prohibit funds from being used to carry out the provisions of Public Law 111–148, Public Law 111–152, or any amendment made by either such laws. **Page H3901**

Proceedings Postponed:

Clarke (MI) amendment that seeks to strike language relating to the top 10 highest risk urban areas; **Pages H3863–64**

Sessions amendment that seeks to strike section 514; **Pages H3885–88**

Lummis amendment that seeks to strike section 547; **Pages H3888–90**

Carter amendment that seeks to prohibit funds from being used for the Climate Change Adaptation Task Force of the Department of Homeland Security; **Pages H3890–92**

Price (NC) amendment that seeks to prohibit funds from being used to enforce requirements in certain sections of the Federal Fire Prevention and Control Act of 1974; **Pages H3894–95**

Sherman amendment that seeks to prohibit funds from being used in contravention of the War Powers Resolution (50 U.S.C. 1541 et seq.); **Pages H3895–96**

Gosar amendment that seeks to prohibit funds from being used to comply with subchapter IV of chapter 31 of title 40, United States Code, popularly known as the Davis-Bacon Act; **Pages H3896–97**

Scalise amendment that seeks to prohibit funds from being used to implement or enforce Executive Order 13502, the FAR Council supporting regulations FAR Rule 2009–005, or any agency memorandum, bulletin, or contracting policy that derives its authority from Executive Order 13502 or FAR Rule 2009–005; **Pages H3898–99**

King (IA) amendment that seeks to prohibit funds from being made available to the Association of Community Organizations for Reform Now and related organizations; **Pages H3901–03**

Cravaack amendment that seeks to prohibit funds from being used in contravention of section 236(c) of the Immigration and Nationality Act; **Pages H3903–04**

Amash amendment that seeks to prohibit funds from being used to purchase new advanced imaging technology machines; **Page H3904**

Amash amendment that seeks to prohibit funds from being used to operate or maintain existing advanced imaging technology machines as mandatory or primary screening devices; **Pages H3904–05**

Amash amendment that seeks to prohibit funds from being used for any action by a political appointee to delay, vacate, or reverse any decision by an employee in the Privacy Office of the Department of Homeland Security to make records available pursuant to the Freedom of Information Act;

Pages H3905–06

Rokita amendment that seeks to reduce each amount made available by the Act by 10 percent; and

Pages H3906–07

Rokita amendment that seeks to prohibit funds from being used to implement the determination of the Administrator of the Transportation Security Administration regarding transportation security officers and collective bargaining as described in the decision memorandum dated February 4, 2011.

Page H3907

H. Res. 287, the rule providing for consideration of the bill, was agreed to by a recorded vote of 231 ayes to 187 noes, Roll No. 382, after the previous question was ordered by a yeas-and-nays vote of 235 yeas to 186 nays, Roll No. 381.

Pages H3816, H3829, H3831

A point of order was raised against the consideration of H. Res. 287 and it was agreed to proceed with consideration of the resolution by a yeas-and-nays vote of 234 yeas to 183 nays, Roll No. 380.

Page H3819

Amendments: Amendments ordered printed pursuant to the rule appear on pages H3871, H3912–15.

Quorum Calls — Votes: Three yeas-and-nays votes and six recorded votes developed during the proceedings of today and appear on pages H3819, H3829, H3831, H3831–32, H3852, H3853, H3853–54, H3854, and H3855. There were no quorum calls.

Adjournment: The House met at 10 a.m. and adjourned at 12:30 a.m. on Thursday, June 2nd.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Appropriations: Subcommittee on Defense held a markup of the Defense Appropriations bill FY 2012. This was a closed meeting. The bill was forwarded without amendment.

DEPARTMENT OF DEFENSE'S THIRTY YEAR AVIATION AND SHIPBUILDING PLANS

Committee on Armed Services: Subcommittee on Oversight and Investigations held a hearing on efficacy of the Department of Defense's thirty year aviation and shipbuilding plans. Testimony was heard from Lt. Gen. Larry Spencer, USAF, Director, Force Structure, Resources and Assessment, Joint Staff (J8); Maj. Gen. Richard C. Johnston, USAF, Deputy Chief of

Staff for Strategic Plans and Programs; VADM P. Stephen Stanley, USN, Principal Deputy Director of Cost Assessment and Program Evaluation, Office of the Secretary of Defense; VADM John T. "Terry" Blake, USN, Deputy Chief of Naval Operations, Integration of Capabilities and Resources (N8); Lt. Gen. George Flynn, USMC, Deputy Commandant for Combat Development and Integration; Ronald O'Rourke, Defense Policy and Arms Control Section, Congressional Research Service; and Eric Labs, National Security Division, CBO.

EDUCATION REFORMS

Committee on Education and the Workforce: Subcommittee on Early Childhood, Elementary, and Secondary Education held a hearing entitled "Education Reforms: Exploring the Vital Role of Charter Schools." Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Full Committee began markup of H.R. 1705, the Transparency in Regulatory Analysis of Impacts on the Nation Act of 2011; and H.R. 2021, the Jobs and Energy Permitting Act of 2011.

PROMOTING BROADBAND, JOBS AND ECONOMIC GROWTH THROUGH COMMERCIAL SPECTRUM AUCTIONS

Committee on Energy and Commerce: Subcommittee on Communications and Technology held a hearing "Promoting Broadband, Jobs and Economic Growth Through Commercial Spectrum Auctions." Testimony was heard from public witnesses.

MANAGING CIVILIAN RADIOACTIVE WASTE

Committee on Energy and Commerce: Subcommittee on Environment and the Economy held a hearing entitled "The Department of Energy's Role in Managing Civilian Radioactive Waste." Testimony was heard from Rep. Berkley; Rep. Hastings of Washington; Rep. Simpson; Mark E. Gaffigan, Managing Director, Natural Resources and Environment, GAO; Gregory H. Friedman, Inspector General, Department of Energy; Peter B. Lyons, Assistant Secretary for Nuclear Energy, Department of Energy; Gary Hollis, Chairman, Nye County Board of County Commissioners, Nye County, Nevada; Greg R. White, Commissioner, Michigan Public Service Commission; and public witnesses.